



Maui Land & Pineapple Company, Inc.

November 17, 2008

PUBLIC UTILITIES
COMMISSION

2008 NOV 19 P 3:52

FILED

The Honorable Chairman and Members of the
Hawaii Public Utilities Commission,
465 South King Street
Kekuanaoa Building, Room 103
Honolulu, HI 96813

Re: Docket No. 2008-0273 - In the Matter of Public Utilities Commission Instituting a Proceeding to Investigate the Implementation of Feed-In Tariff: Submission of Original Signature Pages of Robert I. Webber attached to Maui Land & Pineapple Company, Inc.'s Motion to Intervene filed on November 13, 2008 ("Motion")

Dear Commissioners and Commission Staff:

This letter is in reference to the Motion filed on November 13, 2008. Due to the fact that Robert I. Webber resides on the island of Maui, only scanned or electronic copies of his signature pages to the Motion, Declaration and Certificate of Service were available at the time of filing.

Consistent with the provisions of said Motion, please find enclosed Mr. Webber's original signature pages. Please substitute the scanned copies filed with the Motion, Declaration and Certificate of Service with the enclosed original signature pages. If you should have any questions, please do not hesitate to contact the undersigned. Thank you for your assistance in this matter.

Very truly yours,


Clifford Smith
Maui Land & Pineapple Company, Inc.

Enclosures

c w/encl: Consumer Advocate
Ms. Darcy L. Endo-Omoto
Mr. Dean Matsuura
Mr. Jay Ignacio
Mr. Edward Reinhardt
Mr. Randall Hee

Based on the foregoing, MLP contends it has satisfied all of the requirements pertaining to a motion to intervene as set forth under HAR §§ 6-61-55 and 6-61-57. Consistent with HAR § 6-61-55(d), MLP asserts that the allegations stated above are reasonably pertinent to and do not unreasonably broaden the issues already presented in this matter.¹⁸ Accordingly, MLP respectfully requests that the Commission issue an order granting its Motion to Intervene.¹⁹

DATED: Honolulu, Hawaii, November 13, 2008.


ROBERT I. WEBBER
Maui Land & Pineapple Company, Inc.

¹⁸ As discussed herein, MLP is seeking Commission approval for full intervenor or party status, under HAR § 6-61-55, as it believes that its interests and/or rights will be substantially impacted at least by the preliminary and informal issues raised by the Commission in its Order Initiating Investigation. However, as noted in Section 10 above, MLP will not be able to affirmatively state its position on the final issues to be addressed in this proceeding until subsequent to the issuance by the Commission of either a stipulated procedural order or procedural order, which will likely occur sometime after December 10, 2008. At that time, MLP will be able to review and analyze the final issues and may determine that its participation as a party in this proceeding could be reduced to simply monitoring the proceeding and stating a position on the issues to ensure, among other things, that its interests and/or rights are adequately protected. If MLP determines that its participation as a party to this proceeding could be reduced, it will submit the appropriate motion. As such, if MLP is allowed to participate in this proceeding, MLP respectfully requests that the Commission not limit or restrict its participation in this proceeding until after the final issues to be addressed in this proceeding are determined by the existing parties and/or intervenors and participants, if any.

¹⁹ As part of this Motion to Intervene only electronic signatures are being submitted. Original signatures will be filed separately with the Commission subsequent to the filing of the instant Motion to Intervene.


output will be a mix of intermittent (i.e., as-available) and firm capacity renewable power or energy. This renewable energy project is planned to consist of a mix of renewable power technologies and sizes including, without limitation, approximately 30 MW of wind turbine systems, 45 MW of photovoltaic systems, and 25 MW of pumped storage systems.

4. I am offering this Declaration in support of MLP's Motion to Intervene in the instant docket.

5. I have reviewed MLP's Motion to Intervene, and I hereby declare that the statements and/or representations made therein are true and accurate to the best of my knowledge, information and belief.

I declare under penalty of perjury under the laws of the State of Hawaii that the foregoing is true and correct.

Executed November 13, 2008, at Kahului, Maui, Hawaii.

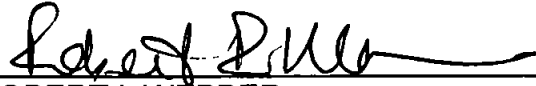


ROBERT I. WEBBER

MR. RANDALL J. HEE, P.E.
PRESIDENT AND CHIEF EXECUTIVE OFFICER
KAUAI ISLAND UTILITY COOPERATIVE
4463 Pahe'e Street, Suite 1
Lihue, HI 96766-2000

1 Copy U.S. Mail

DATED: Honolulu, Hawaii, November 13, 2008.

A handwritten signature in dark ink, appearing to read "Robert I. Webber", is written over a horizontal line.

ROBERT I. WEBBER
Maui Land & Pineapple Company, Inc.